

Appln. No. 10/669,201  
Amdt. dated November 19, 2004  
Reply to Office Action of September 1, 2004

REMARKS

Applicants have reviewed all aspects of the above-identified Office Action and wish to thank the Examiner for the comprehensive review rendered in this matter. Applicants have analyzed each and every specific rejection set forth by the Examiner and have addressed all issues to overcome these various bases for rejection.

In particular, applicants have noted that rejection under 35 U.S.C. 112 of Claims 9 for a lack of enabling in the specification. Applicants have reviewed the comments by the Examiner and, in order to overcome this rejection, have cancelled Claim 9 as well as Claims 10 and 11 which were dependent upon Claim 9. As such, applicants hereby respectfully requests the Examiner to withdraw the rejection of 35 U.S.C. 112 as set forth in regard to that claim.

The Examiner has also rejected Claim 1 under 35 U.S.C. 112 for failure to particularly point out and distinctly claim the subject matter which the applicants regard as the invention. In particular, the Examiner has objected to the inclusion of the term "the closed position" in line 32 of Claim 1. Applicants have amended the language to now read "a closed position" as well as inserting an antecedent basis in the preamble of Claim 1 and, as such, respectfully requests that this rejection be withdrawn. The Examiner has also rejected Claim 1, line 40, for the inclusion of the term "a closed position". However, in view of the modification to line 32 and the modification to the preamble discussed above, applicants respectfully request withdrawal of that rejection.

The Examiner has rejected Claim 1, line 41 for insufficient antecedent basis for "a tank". Applicant has modified the language in line 41 of Claim 1 to delete any reference to "a tank" and, therefore, respectfully requests withdrawal of this rejection.

The Examiner has again rejected Claim 1, line 48, for inclusion of the phrase "a tank". Applicants have deleted this language and, as such, respectfully request appropriate withdrawal of that basis for objection.

The Examiner has further objected on lines 78 and 85 to the inclusion of the term "a tank" in Claim 1 and applicants have deleted this language at both locations and, as such, respectfully requests withdrawal of those two rejections.

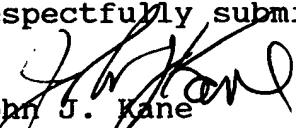
The Examiner has rejected Claims 2-17 because of an improper antecedent basis for the term "a tank" set forth in line 2. Applicants have deleted that language in all of Claims 2-17 and, as such, now respectfully requests withdrawal of that rejection.

In Claim 18 the Examiner has objected to the term "the closed position" in line 32 as having an insufficient antecedent basis. Applicants have amended this language to read "a closed position" and, as such, respectfully requests withdrawal of that rejection.

In Claim 19 the Examiner has objected to the language "the closed position" in line 47 for an insufficient antecedent basis and, in view of the modification of the language at Claim 19, line 47, to read "a closed position", applicants respectfully requests that now there is a properly justifiable antecedent basis for that language in line 47.

As such, applicants have now addressed each and every basis for rejection set forth by the Examiner and avers and asserts that the present application is in condition for allowance and such action is hereby respectfully solicited in regard to the currently pending claims in this application, namely, Claims 1-8 and 12-19. The Examiner is encouraged to telephone the below attorney to resolve any outstanding matters particularly in regard to expediting the prosecution of this application to allowable condition.

Respectfully submitted,

  
John J. Kane  
Reg. No. 26,921  
Attorney for Applicants

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner For Patents, P.O. Box 1450. Alexandria, VA 22313-1450.

on 11/19/94  


SPERRY, ZODA & KANE  
Suite D - One Highgate Drive  
Trenton, NJ 08618  
609-882-7575  
FAX: 609-882-5815